

## ADMINISTRATION OF HAITI: GENDARMERIE

*Agreement signed at Washington August 24, 1916, pursuant to article X of treaty of September 16, 1915*

*Entered into force August 24, 1916*

*Modified by protocol of December 22, 1916<sup>1</sup>*

*Amended by agreements of March 23, 1920;<sup>2</sup> February 28, 1925;<sup>3</sup> and October 27, 1933<sup>4</sup>*

*Terminated August 1, 1934, by agreement of July 24, 1934<sup>5</sup>*

Department of State files

The undersigned, duly authorized thereto by their respective Governments, have this day agreed:

I. That the Constabulary contemplated by Article X of the Treaty between the United States of America and the Republic of Haiti, signed at Port au Prince on September 16, 1915,<sup>6</sup> shall be known as the Haitian Gendarmerie; that its strength and amounts to be expended for pay, rations, and expenses of operation, et cetera, shall be as set forth in the following table:

<i>Personnel</i>	<i>Per Month</i>	<i>Per Annum</i>
1 Commandant . . . . .	\$250. 00	\$3, 000. 00
1 Assistant Commandant . . . . .	200. 00	2, 400. 00
4 Directors . . . . .	200. 00	9, 600. 00
9 Inspectors . . . . .	150. 00	16, 200. 00
1 Quartermaster, Paymaster, Director . . . . .	200. 00	2, 400. 00
2 Assistant Quartermaster, Paymasters, Inspectors . . . . .	150. 00	3, 600. 00
1 Surgeon, Director . . . . .	200. 00	2, 400. 00
2 Surgeons, Inspector . . . . .	150. 00	3, 600. 00
18 Captains . . . . .	150. 00	32, 400. 00
21 First Lieutenants . . . . .	100. 00	25, 200. 00
3 First Lieutenants (Hospital Corps) . . . . .	100. 00	3, 600. 00
39 Second Lieutenants . . . . .	60. 00	28, 080. 00
8 Second Lieutenants (Machine Gun) . . . . .	50. 00	4, 800. 00
6 Second Lieutenants (Hospital Corps) . . . . .	60. 00	4, 320. 00
19 First Sergeants . . . . .	25. 00	5, 700. 00
112 Sergeants . . . . .	20. 00	26, 880. 00
262 Corporals . . . . .	15. 00	47, 160. 00
40 Field Musicians . . . . .	10. 00	4, 800. 00
2100 Privates . . . . .	10. 00	252, 000. 00
Pay personnel . . . . .		\$478, 140. 00

<sup>1</sup> Not printed.

<sup>2</sup> *Post*, p. 683.

<sup>3</sup> *Post*, p. 693.

<sup>4</sup> *Post*, p. 710.

<sup>5</sup> EAS 68, *post*, p. 712.

<sup>6</sup> TS 623, *ante*, p. 660.

*Rations*

2,533 enlisted men at 10 cents per diem. . . . . 92,455.00

*Personnel-Clerical force*

	<i>Per Month</i>	<i>Per Annum</i>	
1 Secretary . . . . .	\$100	\$1,200	
1 clerk to Commandant. . . . .	45	540	
1 clerk to Assistant Commandant. . . . .	45	540	
2 clerks. . . . .	50	1,200	
11 clerks. . . . .	45	5,940	9,420.00
Forage and remounts . . . . .		\$40,000	
Uniforms . . . . .		66,000	
Ammunition and target practice. . . . .		15,000	
Hospital, medicine, etc. . . . .		10,000	
Transportation, maps, office, supplies, intelligence service, etc. . . . .		35,000	
Miscellaneous, rent and repair of barracks, tools, kitchen utensils, lights, etc. . . . .		20,000	186,000.00
Total land forces . . . . .			\$766,015.00

*Coast Guard**Annual Cost of Maintenance*

2 Inspectors at . . . . .	\$1,800	\$3,600	
4 First Lieutenants. . . . .	1,200	4,800	
4 Engineers. . . . .	276	1,104	
4 Quartermasters . . . . .	216	864	
30 Seamen. . . . .	156	4,680	\$15,048
Fuel . . . . .			20,000
			\$35,048

II. A coast guard service shall be established, operated and maintained as a constituent part of the Gendarmerie, under the direction and control of the Commandant of the Gendarmerie, and in addition to the annual expenses heretofore set forth, the sum of \$75,000.00 shall be allotted for the purchase of the necessary coast guard vessels for this service. These vessels may be used for the transportation of troops, Government employees, and the supplies of all departments, at the discretion of the Commandant of the Gendarmerie, subject to the direction of the President of Haiti.

III. All American officers of the Gendarmerie shall be appointed by the President of Haiti upon nomination by the President of the United States, and will be replaced by Haitians when they have shown by examination as provided in Article X of the Treaty, that they are fit for command.

IV. The Gendarmerie shall be considered the sole military and police force of the Republic of Haiti, clothed with full power to preserve domestic peace, the security of individual rights, and the full observance of the provisions of the Treaty. It shall have supervision and control of arms and ammunition, military supplies and traffic therein throughout the Republic. It shall be subject only to the direction of the President of Haiti; all other officials desir-

ing the services of the Gendarmerie, shall be required to submit requests through the nearest official of that organization.

The private guard referred to in Article 175 of the Constitution of Haiti shall be composed of one hundred men of the Gendarmerie, chosen by the President of Haiti, which men shall wear distinctive insignia while employed on that service.

V. All matters of recruiting, appointment, instruction or training, promotion, examination, discipline, operation, movement of troops, clothing, rations, arms and equipment, quarters and administration, shall be under the jurisdiction of the Commandant of the Gendarmerie.

VI. The Gendarmerie shall be organized and officered as provided for in Article X of the Treaty. The clerical force of the Gendarmerie shall be Haitian citizens.

VII. Rules and regulations for the administration and discipline of the Gendarmerie shall be issued by the Commandant, after being approved by the President of Haiti. Infraction of these rules and regulations by members of the Gendarmerie may be punished by arrest, imprisonment, suspension from duty without pay, forfeiture of pay, or dismissal under regulations promulgated by the Commandant of the Gendarmerie and approved by the President of Haiti.

VIII. Other offenses committed by gendarmes will be investigated by the Gendarmerie officers as directed by the Commandant of the Gendarmerie. If the behaviour of a gendarme is unjustified, he may at the discretion of the Commandant of the Gendarmerie be discharged from the Gendarmerie, and after his guilt is established, be punished in the same manner as other Haitian citizens, or, if not discharged, he will be punished as provided for in Articles VII and IX of this agreement. Officers and enlisted men of the United States Navy and Marine Corps, serving with the Gendarmerie will continue to be subject to the laws of the United States for the Government of the Navy.

IX. A Tribunal, consisting of five officers of the Gendarmerie, is authorized for the trial of gendarmes charged with conspiracy against the Government of Haiti. This Tribunal will be ordered by the Commandant of the Gendarmerie and in case of conviction is authorized to inflict the punishment of death or such other punishment as the Tribunal may adjudge and deem proper, in accordance with the laws of Haiti. All sentences of this Tribunal after being reviewed and approved by the Commandant of the Gendarmerie, must be confirmed by the President of Haiti before being carried into execution.

X. Persons violating the laws governing traffic in arms, ammunition, and military stores, shall be punished by a fine not exceeding \$1,000, United States Currency, or imprisonment not exceeding five years, or both.

XI. The Haitian Gendarmerie shall be under the control of the President of Haiti, and all orders from him pertaining to the Gendarmerie shall be delivered to the Commandant through the Minister of the Interior. All

other civil officials desiring protection or the services of the Gendarmerie will make application to the senior officer of the Gendarmerie in the locality.

XII. The sum of \$801,063 United States Currency, shall be appropriated annually for pay and allowances, equipment, uniforms, transportation, administration, and other current expenses of the Haitian Gendarmerie. Allotments for the various needs of the Gendarmerie shall be made from this sum by the Commandant, but the total of such allotments in any month shall not exceed one-twelfth of the total annual appropriation, provided, however, that the surplus from one month may be allotted in subsequent months.

XIII. Reports of expenditures shall be made by the Commandant as directed by the President of Haiti.

XIV. The laws necessary to make effective the above provisions shall be submitted to the legislative body of Haiti.

IN WITNESS WHEREOF, the undersigned have hereunto signed their names and affixed their seals in duplicate.

Done at Washington, D.C., this 24th day of August nineteen hundred and sixteen.

ROBERT LANSING	[SEAL]
[ <i>Haitian signature illegible</i> ]	[SEAL]